

Exhibit 1

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<p>1 Allan</p> <p>2 specific floors at 1211 Avenue of the</p> <p>3 Americas?</p> <p>4 A. The 8th floor.</p> <p>5 Q. What is on the 8th floor?</p> <p>6 A. Corporate offices.</p> <p>7 Q. Is that the only floor that News</p> <p>8 Corp. occupies at 1211 Avenue of the Americas?</p> <p>9 A. I believe so.</p> <p>10 Q. Is there an employee cafeteria for</p> <p>11 News Corp. executives and employees?</p> <p>12 A. Yes.</p> <p>13 Q. What floor is that on, sir?</p> <p>14 A. I believe it is the 5th floor.</p> <p>15 Q. And what floors does the New York</p> <p>16 Post occupy at 1211 Avenue of the Americas?</p> <p>17 A. Floors 8 and 9.</p> <p>18 Q. What is on the 8th floor?</p> <p>19 A. Features, op ed.</p> <p>20 Q. Anything else?</p> <p>21 A. The Daily.</p> <p>22 Q. What is The Daily?</p> <p>23 A. Its a tablet publication, iPad</p> <p>24 application.</p> <p>25 Q. Is that published by the New York</p>	<p>1 Allan</p> <p>2 Post or News Corp.?</p> <p>3 A. I don't know.</p> <p>4 Q. Who is in charge of The Daily?</p> <p>5 A. Jesse Angelo.</p> <p>6 Q. What is Jesse Angelo's title at</p> <p>7 The Daily?</p> <p>8 A. Editor.</p> <p>9 Q. What offices of the New York Post</p> <p>10 are located on the 9th floor at 1211 Avenue of</p> <p>11 the Americas?</p> <p>12 A. Features department and the op ed</p> <p>13 department.</p> <p>14 Q. That is the 9th floor?</p> <p>15 A. Yes.</p> <p>16 Q. Where is the news room located?</p> <p>17 A. 10th floor.</p> <p>18 Q. Are there any other offices on the</p> <p>19 10th floor besides the news room?</p> <p>20 A. I don't understand the question.</p> <p>21 Q. Other than the news room being on</p> <p>22 the 10th floor are there any other corporate</p> <p>23 offices of the New York Post on the 10th</p> <p>24 floor?</p> <p>25 A. No.</p>
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<p>1 Allan</p> <p>2 Q. What floor is your office on?</p> <p>3 A. 10th floor.</p> <p>4 Q. Is there a cafeteria at 1211 for</p> <p>5 the New York Post employees?</p> <p>6 A. No.</p> <p>7 Q. So the cafeteria on the 5th floor</p> <p>8 that News Corp. has New York Post employees</p> <p>9 can't go in there?</p> <p>10 A. Sure they can.</p> <p>11 Q. Can anybody else in the building</p> <p>12 go into that cafeteria?</p> <p>13 A. I believe so.</p> <p>14 Q. So has it been your experience</p> <p>15 that you have seen New York Post employees</p> <p>16 eating in that cafeteria on the 5th floor many</p> <p>17 times?</p> <p>18 A. No.</p> <p>19 Q. But it is your position that News</p> <p>20 Corp. runs that cafeteria; is that correct?</p> <p>21 A. I don't know who runs that</p> <p>22 cafeteria.</p> <p>23 Q. Now are there any conference rooms</p> <p>24 that News Corp. has at 1211?</p> <p>25 MR. LERNER: Objection.</p>	<p>1 Allan</p> <p>2 Q. Avenue of the Americas; you can</p> <p>3 answer?</p> <p>4 A. What was the question again?</p> <p>5 Q. Are there any conference rooms</p> <p>6 that News Corp. has at 1211 Avenue of the</p> <p>7 Americas?</p> <p>8 A. Yes.</p> <p>9 Q. What floor are those conference</p> <p>10 rooms located on?</p> <p>11 A. 3rd floor.</p> <p>12 Q. What else is on the 3rd floor</p> <p>13 besides those conference rooms?</p> <p>14 A. Dining room.</p> <p>15 Q. Is it an executive dining room?</p> <p>16 A. Yes.</p> <p>17 Q. Is that the News Corp. executive</p> <p>18 dining room?</p> <p>19 A. Yes.</p> <p>20 Q. You have been in that dining room</p> <p>21 before?</p> <p>22 A. Yes.</p> <p>23 Q. Many times; correct?</p> <p>24 A. Yes.</p> <p>25 Q. Mr. Allan, is there an Executive</p>

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<p>1 Allan 2 Corp. at 1211 Avenue of the Americas? 3 A. I don't know. 4 Q. Do you know any lawyer for News 5 Corp. at 1211 Avenue of the Americas? 6 A. Yes, Genie Gavenchak. 7 Q. What floor does she sit on? 8 A. I think it is the 5th floor. I 9 believe it is the 5th floor. 10 Q. Well why don't you identify all 11 the people you know who have offices on the 12 5th floor and tell me whether they are 13 employees of News Corp. or the New York Post? 14 MR. LIPPNER: Objection. 15 A. Michael Cameron. 16 Q. Yes. 17 A. Who is counsel for New York Post. 18 Q. Okay? 19 A. And Genie Gavenchak who is a News 20 Corp. counsel. 21 Q. Are those the only two people you 22 know who have offices on the 5th floor at 1211 23 Avenue of the Americas? 24 A. Yes. 25 Q. You are the Editor-in-Chief of the</p>	<p>1 Allan 2 New York Post; is that correct? 3 A. Yes. 4 Q. How long have you been 5 Editor-in-Chief? 6 A. Eleven years. 7 Q. Who hired you as Editor-in-Chief? 8 A. Lachlan Murdoch. 9 Q. Who is Lachlan Murdoch? 10 A. He was the publisher of the New 11 York Post. 12 Q. Is he affiliated with the New York 13 Post now? 14 A. No, sir. 15 Q. Does he have any role with respect 16 to News Corp.? 17 A. He is a member of the Board of 18 Directors. 19 Q. Of News Corp.? 20 A. Yes. 21 Q. How long has he been a member of 22 the Board of Directors of News Corp.? 23 A. I don't know. 24 Q. Was he a member of the Board of 25 Directors of News Corp. when he hired you as</p>
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<p>1 Allan 2 Editor-in-Chief of the New York Post? 3 A. I don't know. 4 Q. You know who Rupert Murdoch is, 5 don't you? 6 A. Yes. 7 Q. Who is he? 8 A. Rupert Murdoch? 9 Q. Yes. 10 A. The chairman of the New York Post. 11 Q. Is he also the chairman of News 12 Corp.? 13 A. I believe so. 14 Q. Did he have any role in you being 15 hired as Editor-in-Chief of the New York Post? 16 A. No. 17 Q. Does Rupert Murdoch -- strike 18 that. 19 Is there a Board of Directors at 20 the New York Post? 21 A. No. 22 Q. Does Rupert Murdoch have an office 23 at 1211 Avenue of the Americas? 24 A. Yes. 25 Q. What floor is it on?</p>	<p>1 Allan 2 A. 8th. 3 Q. Do you report to Rupert Murdoch as 4 Editor-in-Chief of the New York Post? 5 A. Yes. 6 Q. How long have you reported to 7 Rupert Murdoch as the Editor-in-Chief of the 8 New York Post? 9 A. Eleven years. 10 Q. And does Rupert Murdoch have 11 ultimate authority over the New York Post? 12 A. He is the chairman, yes. 13 Q. When you -- strike that. 14 During your eleven years of 15 reporting to Rupert Murdoch as Editor-in-Chief 16 of the New York Post would you often go to his 17 office to meet with him in connection with 18 your duties? 19 MR. LERNER: Objection. 20 A. Occasionally. 21 Q. When you say occasionally, 22 Mr. Allan, what do you mean? 23 A. Once a week, sometimes less. 24 Q. So for eleven years you have gone 25 to Rupert Murdoch's office at least once a</p>

1
2 UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

3 -----X

4 AUSTIN FENNER and IKIMULISA
LIVINGSTON,

Plaintiffs,

5 vs.

No. 09 Civ 9832

6 NEWS CORPORATION, NYP HOLDINGS,
INC., d/b/a THE NEW YORK POST and
7 DAN GREENFIELD and MICHELLE
GOTTHELF,

Defendants.

8 -----X

SANDRA GUZMAN,

9 Plaintiff,

vs.

No. 09 Civ 9323

10 NEWS CORPORATION, NYP HOLDINGS
INC., d/b/a THE NEW YORK POST,
11 COL ALLAN, in his official and
individual capacities,

12 Defendants.

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13
14 VIDEOTAPED DEPOSITION OF COL ALLAN
VOLUME II

15 New York, New York

February 21, 2013

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22 Reported by:

23 Bonnie Pruszyński, RMR

24 Job 57922

1 Col Allan
 2 A I believe so, yes.
 3 Q Does it have an anti-harassment
 4 policy?
 5 A An anti?
 6 Q Harassment policy.
 7 A I believe so, yes.
 8 Q And do those policies prohibit the
 9 display, in the Post's workplace or in the Post's
 10 offices, of racially offensive material?
 11 A I would imagine so.
 12 Q Would the display of material
 13 depicting African Americans as monkeys or apes
 14 violate such a -- that policy or those policies?
 15 MR. LERNER: Objection.
 16 A I believe so.
 17 Q What is your understanding of the
 18 Post's policy regarding employees' obligation to
 19 report discriminatory or harassing conduct?
 20 A I don't understand the question.
 21 Q Does the Post have any policy that
 22 requires employees to report discriminatory or
 23 harassing conduct?
 24 A Requires?
 25 Q Yes.

1 Col Allan
 2 AlertLine?
 3 A No.
 4 Q So, you are not aware of the New York
 5 Post using any service called AlertLine?
 6 A No, I am not.
 7 Q Are you aware of any difference in
 8 the Post's policies regarding the handling of
 9 discrimination and harassment complaints versus
 10 employee complaints of other kinds?
 11 A No.
 12 MR. LERNER: Note my objection to the
 13 last question.
 14 Q Who is the current publisher at the
 15 New York Post?
 16 A Jesse Angelo.
 17 THE REPORTER: I'm sorry?
 18 THE WITNESS: Jesse Angelo.
 19 Q And when did Mr. Angelo most recently
 20 assume that position?
 21 A Recently, in the last month, two
 22 months.
 23 Q And are you aware of what employment,
 24 if any, Mr. Angelo held immediately prior to
 25 assuming that position with the Post?

1 Col Allan
 2 A I don't -- I don't know.
 3 Q Is it your understanding that
 4 employees, who are subjected to discrimination or
 5 harassment, should report such conduct to
 6 management?
 7 A Yes.
 8 Q And should employees who observe such
 9 conduct report such conduct to management?
 10 A Yes.
 11 Q What about somebody who hears about
 12 such conduct secondhand, should they report having
 13 heard about such conduct to management or human
 14 resources?
 15 A It depends on the context.
 16 Q If they had heard that an employee of
 17 the Post had engaged in such conduct, should they
 18 report it?
 19 MR. LERNER: Objection.
 20 A I can't speculate.
 21 Q Have you ever heard of such an
 22 instance when somebody reported conduct that they
 23 had not observed first-hand?
 24 A I don't recall.
 25 Q Are you aware of a service called

1 Col Allan
 2 A He was the editor of a tablet
 3 publication called The Daily.
 4 Q Okay. Why did Mr. Angelo, if you
 5 know, change positions from his position at The
 6 Daily to his position at the New York Post?
 7 MR. LERNER: Objection.
 8 A The Daily was shut down.
 9 Q About when was it shut down?
 10 A Late last year, December.
 11 Q And how did Mr. Angelo come to work
 12 at the New York Post?
 13 MR. LERNER: Objection.
 14 A I don't know. I don't appoint the
 15 publisher.
 16 Q So, you were not involved in the
 17 decision to make Mr. Angelo publisher at the New
 18 York Post?
 19 A No, sir.
 20 Q Who was responsible for that?
 21 A The chairman.
 22 Q Mr. Murdoch?
 23 A Correct.
 24 Q Did Mr. Murdoch consult with you at
 25 all before making that decision?

1 Col Allan
 2 lawsuit regarding retaliation with anyone else
 3 prior to -- by Ms. Guzman before she was
 4 terminated?
 5 A No.
 6 Q Before Ms. Guzman's termination, did
 7 you discuss with anyone -- I will rephrase.
 8 Did anyone, who you talked about
 9 Ms. Guzman's termination with prior to her
 10 termination, express any regrets regarding the
 11 decision to terminate her from the paper?
 12 MR. LERNER: Objection.
 13 A I don't recall.
 14 Q Is there anything that would refresh
 15 your recollection regarding whether anyone
 16 expressed any regrets about Ms. Guzman's
 17 termination?
 18 A I don't understand the question.
 19 Q Sure.
 20 A I don't recall.
 21 Q How about after Ms. Guzman's --
 22 excuse me. The siren going by.
 23 Following Ms. Guzman's termination,
 24 did anyone express any regrets regarding her
 25 termination to you?

1 Col Allan
 2 Q To your knowledge, is the New York
 3 Post required to comply with federal contractor
 4 requirements regarding affirmative action?
 5 MR. LERNER: Objection.
 6 A I don't know the answer.
 7 Q Is the New York Post -- excuse me.
 8 Has the New York Post identified
 9 itself as a federal contractor under U.S.
 10 government regulations?
 11 MR. LERNER: Objection.
 12 A I don't know the answer.
 13 Q Has Rupert Murdoch been involved in
 14 any editorial decisions regarding content in the
 15 New York Post?
 16 MR. LERNER: Objection.
 17 A Yes.
 18 Q Can you think of any specific
 19 examples?
 20 A Yes.
 21 Q Such as which?
 22 A He is usually involved in the
 23 decision the paper makes when it comes to the
 24 editorial page, endorsing a political candidate
 25 for mayor or for president or for the U.S. Senate.

1 Col Allan
 2 A Not that I recall.
 3 Q Were you told by anyone else that
 4 somebody had expressed regrets that Ms. Guzman was
 5 terminated?
 6 A I don't recall.
 7 Q Has the New York Post conducted any
 8 statistical analysis of hiring trends at the paper
 9 during your time as editor-in-chief?
 10 MR. LERNER: Objection.
 11 A I don't believe so.
 12 Q Has the New York Post commissioned
 13 any such analysis?
 14 MR. LERNER: Objection.
 15 A I don't believe so.
 16 Q Has the New York Post conducted any
 17 statistical analysis of promotion or hiring trends
 18 among its staff during your time as
 19 editor-in-chief?
 20 MR. LERNER: Objection.
 21 A I don't believe so.
 22 Q Has it hired anyone else to conduct
 23 such analyses?
 24 MR. LERNER: Objection.
 25 A I don't believe so.

1 Col Allan
 2 Q Any others?
 3 A No.
 4 Q Has Mr. Murdoch ever been involved in
 5 editorial decisions regarding news stories
 6 involving officials of the Peoples Republic of
 7 China?
 8 MR. LERNER: Objection.
 9 A No.
 10 Q Are you aware of any deputy editor at
 11 the Post, in February 2009, expressing
 12 reservations about running the ape cartoon that we
 13 discussed earlier?
 14 A I don't recall.
 15 Q Did you see any media coverage of
 16 Sandra Guzman's termination after she was fired
 17 from the Post?
 18 A I don't recall.
 19 Q Did you discuss any media coverage of
 20 Ms. Guzman's termination after she was fired?
 21 MR. LERNER: Other than discussions
 22 with counsel.
 23 A I don't recall. I don't believe so.
 24 Q Have you ever attended an event and
 25 been in the presence of both Sandra Guzman and